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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/728,495

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Alan C. Berkema

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HEWLETT-PACKARD COMPANY

Intellectual Property Administration

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EXAMINER

HOANG, DANIEL L

ART UNIT

PAPER NUMBER

2436

NOTIFICATION DATE

DELIVERY MODE

09/30/2010

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* ALAN C. BERKEMA and SCOTT V. HANSEN

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Appeal 2010-012423  
Application 10/728,495  
Technology Center 2400

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Before STEVEN J. BARTLETT, *Support Division 2 Manager*.

ORDER REMANDING APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on September 27, 2010. A Docketing Notice was mailed on September 30, 2010. Upon review of the application, it has been determined that a remand to the Examiner is necessary to consider the following issues and to take necessary corrective action.

REQUEST TO REOPEN PROSECUTION

Appellants filed a communication August 22, 2010. This communication will be considered as the Appellants exercising their option to Request to Reopen Prosecution in response to a new ground of rejection contained in the Examiner's Answer mailed on June 23, 2010. There is no indication on the record that the Examiner has acted on this Request to Reopen Prosecution.

Accordingly, it is ordered that the application is remanded to the Examiner:

- 1) to Reopen Prosecution; and
- 2) for further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

babc

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